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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE HONORABLE BOARD OF PATENT APPEALS AND INTERFERENCES

In re the Application of:

On Appeal from Group 1733

Masaharu OKU et al.

Application No.: 09/347,525

Examiner: G. Knable

Filed: July 6, 1999

Docket No.: 103778

For: METHOD AND APPARATUS FOR THE LAMINATION OF BAND SHAPED
UNCURED RUBBER MATERIALS

BRIEF ON APPEAL

Adjustment date: 05/05/2004 EEKUBAY1
03/19/2004 CNGUYEN 00000028 150461 09347525
01 FC:1402 330.00-CR

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Alexandria, Virginia 22320
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Attorneys for Appellants

03/19/2004 CNGUYEN 00000028 150461 09347525
01 FC:1402 330.00-DA



DEP 3 REF

PATENT APPLICATION Room 307IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BRANCH

In re the Application of

2004 APR 23 PM 3:17

ATTN:

Refund Section
Accounting Div.
Office of Finance

Masaharu OKU et al.

Application No.: 09/347,525

Docket No.: 103778

Filed: July 6, 1999

For: METHOD AND APPARATUS FOR THE LAMINATION OF BAND-SHAPED
UNCURED RUBBER MATERIALSREQUEST FOR REFUND TO DEPOSIT ACCOUNTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto is a copy of a Monthly Statement of Deposit Account (dated March, 2004) showing a charge of \$330.00 related to the above-referenced application. This charge is marked with Fee Code 1402, which is the Patent Office Fee for filing a brief in support of an appeal. However, no such fee is applicable because the fee for an Appeal Brief in support of an Appeal was already paid on December 17, 2002 by our Check # 137291 in the amount of \$720.00, which included the brief fee at that time of \$320.00.

The Examiner reopened prosecution subsequent to the December 17, 2002 Appeal Brief and thus, no decision on the merits by the Board of Patent Appeals and Interferences was given. The Manual of Patent Examining Procedure (MPEP) §1208.03 at page 1200-26 states in such cases, the fee paid for the Appeal Brief will be applied to a later appeal on the same application, which is applicable in this matter.

Application No. 09/347,525

STATUS AND ENTITY

BRANCH

Accordingly, it is respectfully requested that this charge be re-credited to Deposit

Account No. 15-0461 and that the Patent Office acknowledge this credit in writing

2004 APR 23 PM 3:17



Respectfully submitted,

James A. Oliff

Registration No. 27,075

Seth S. Kim

Registration No. 54,577

JAO:SSK/jfb

Date: April 21, 2004

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DEPOSIT ACCOUNT USE
AUTHORIZATION

Please grant any extension
necessary for entry;

Charge any fee due to our
Deposit Account No. 15-0461

Deposit Account Statement



STATUS AND ENTITY
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2004 APR 23 PM 3:17

Requested Statement Month:

March 2004

Deposit Account Number:

150461

Name:

OLIFF & BERRIDGE P L C

Attention:

BARBARA WATTS

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22314

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT
03/19	52	09347525	103778	1402	\$330.00